

UNITED STATES BANKRUPTCY COURT

FOR THE

**EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

In the Matter of:

DONNA B. BOLTON

Debtor

Chapter 13

Case No. 17-12336-KHK

**TRUSTEE'S CERTIFICATION OF DEFAULT AND REQUEST FOR ENTRY
OF ORDER OF DISMISSAL**

Thomas P. Gorman, Trustee, hereby certifies Debtor's default under this Court's Amended Order Confirming Plan (Dkt #32), and states in support thereof the following:

1. The Petition herein was filed on July 7, 2017.
2. Initial Plan confirmation was achieved by virtue of an Order Confirming Plan entered on October 3, 2017 (Dkt. #14).
3. Debtor defaulted on her obligations under the confirmed Plan by failing to make timely Plan payments. Trustee filed a Motion to Dismiss.
4. In Order to resolve Trustee Motion to Dismiss, an Amended Order Confirming Plan was entered on April 1, 2019 (Dkt #32), which provided, in pertinent part, as follows:

(7) Because this amendment to the Order Confirming Plan is a concession to Debtor to allow her to address her prior Plan default(s), the case shall be dismissed without further notice or hearing upon the filing by the Trustee of a certification stating any of the following: a) Debtor failed to make a payment hereunder within 30 days of when it was due; or b) Debtor failed to provide copies of her federal and state tax returns to the Trustee by April 16, 2018 or April 16 of each year following during the remaining term of the Plan.

Trustee's Certification of Default and Request for Entry of Order of Dismissal

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5. Trustee hereby certifies that, as of June 8, 2020, Debtor has not made a Plan payment since March 2, 2020.

WHEREFORE, Trustee prays for entry of an Order of Dismissal.

Date: June 8, 2020

/s/ Thomas P. Gorman

Thomas P. Gorman
Chapter 13 Trustee
300 N. Washington St., Ste. 400
Alexandria, VA 22314
(703) 836-2226
VSB 26421

CERTIFICATE OF SERVICE

I hereby certify that I have this 8th day of June, 2020, mailed a true copy of the foregoing Trustee's Certification of Default and Request for Entry of Order of Dismissal to the following parties.

Donna B. Bolton
Chapter 13 Debtor
2540 Kingswood Ct.
Woodbridge, VA 22192

John C. Morgan, Jr., Esquire
Attorney for Debtor
New Day Legal, PLLC.
98 Alexandria Pike, Ste. 10
Warrenton, VA 20186

/s/ Thomas P. Gorman

Thomas P. Gorman